

# MAYOR & COUNCIL AGENDA COVER SHEET

**MEETING DATE:**

June 18, 2007

**CALL TO PODIUM:**

Denise Kayser

**RESPONSIBLE STAFF:**

Denise Kayser

**AGENDA ITEM:**

(please check one)

	Presentation
	Proclamation/Certificate
	Appointment
	Public Hearing
	Historic District
	Consent Item
	Ordinance
<b>X</b>	Resolution
	Policy Discussion
	Work Session Discussion Item
	Other:

**PUBLIC HEARING HISTORY:**

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

**TITLE:**

Resolution of the Mayor and City Council Authorizing the City Manager to Negotiate and Execute a Contract for the Design, Fabrication and Installation of a Mural in Olde Towne, an Art in Public Places Project (\$35,000)

**SUPPORTING BACKGROUND:**

As part of the City's continued commitment to establish Olde Towne as the civic, social and cultural heart of Gaithersburg, the Art in Public Places Committee sought a suitable site for a mural in Olde Towne and selected the Belt Building at 227 East Diamond Avenue for its highly visible location and suitable facade. In order to be compatible with the historic aesthetics of Olde Towne, the Committee determined that the mural should be approximately the size of three large windows and realistic in style. The area on the building proposed for the mural is on the South Summit side, just below the second story windows.

The Historic Preservation Advisory Committee and the Olde Towne Advisory Committee were consulted and their concerns and suggestions were incorporated into the project prospectus. The Art in Public Places Committee issued a Call for Artists Qualifications and the applications were scored. By unanimous vote, William Cochran (the Frederick Bridge muralist) was selected as the winning applicant.

The City's contract with Mr. Cochran will contain review requirements for presentation of his design to the Art in Public Places Committee, Historic Preservation Advisory Committee, Olde Towne Advisory Committee, the Historic District Commission, and the Mayor and City Council. Additionally, the contract will contain a termination provision in the event an acceptable mural design cannot be agreed upon by the City and the artist. The Mural will then be fabricated of durable, high quality material, in a manner intended to preserve the historic facade and ensure easy repair in the event of damage or vandalism.

continued.....

**DESIRED OUTCOME:**

Vote on Resolution

## **MAYOR & COUNCIL AGENDA COVER SHEET**

### **SUPPORTING BACKGROUND CONT'D:**

The City will enter into an Memorandum of Understanding and an Easement with the property owners, Kaz Brothers Development, whereby the City will own and maintain the mural, the property owners will permit installation of the mural and removal and/or relocation of the mural by the City if and when necessary.

The AIPP committee respectfully requests the Mayor and City Council's approval of the recommended selection of William Cochran for this public art project and authorization for the City Manager to disburse CIP funds set aside for this project.

# Resolution Request Form

## REQUEST FORM FOR RESOLUTIONS PERTAINING TO EXPENDITURES FROM THE CITY BUDGET (CONTRACTS/PURCHASES, TRANSFER FUNDS)

(Please attach the Mayor and Council Agenda Cover Sheet to this Form. For contracts/purchases, the Cover Sheet MUST include a list of all bidders and bid amounts.)

Requested by: Denise Kayser Date of City Council Meeting: June 18, 2007

### **AUTHORIZING**

Purchase ☐ Award Contract ☐ Transfer Funds ☐ Negotiate/  
Execute a Contract ☒

### **BID INFORMATION:**

Advertisement Date N/A - Sole Source - Artist

Newspaper(s) N/A

Bids Opened/Tabulated (date) N/A

### **DESCRIPTION OF ITEM(S):**

(Be specific; include quantity, item name, model number, etc.)

The design, fabrication, and installation of an original, artist created mural on the Belt Building, 227 East Diamond Avenue, Gaithersburg, Maryland 20877.

### **CONTRACTED/PURCHASE FROM:**

Company Name: Studio William Cochran, Inc.

Street Address 7192 Meadowbrooke Drive

P. O. Box Number \_\_\_\_\_

City/State/Zip Frederick, Maryland 21702

### **CONTRACT/PURCHASE AMOUNT:**

\$ 35,000

Check One: In the Amount of ☒ Not to Exceed ☐

**FUNDS TO BE EXPENDED FROM:** Operating Budget ☐ Capital Improvements Budget ☒

Account Number: 98-4

(For Finance Department use only; not to be included in the Resolution)

### **VERIFICATION OF AVAILABILITY OF FUNDS**

Available ☐ Not available ☐

\_\_\_\_\_  
Finance Dept.

\_\_\_\_\_  
Date

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE MAYOR AND CITY COUNCIL AUTHORIZING THE CITY  
MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT FOR THE DESIGN,  
FABRICATION AND INSTALLATION OF A MURAL IN OLDE TOWNE,  
AN ART IN PUBLIC PLACES PROJECT

WHEREAS, the City is committed to establishing Olde Towne as the civic, social and cultural heart of Gaithersburg; and

WHEREAS, the purpose of this project is to promote an awareness of our City's history and culture through an original, artist created mural in Olde Towne; and

WHEREAS, the Art in Public Places Committee has recommended to the Mayor and Council the mural's location as the Belt Building, 227 East Diamond Avenue, Gaithersburg, Maryland 20877; and

WHEREAS, the Art in Public Places Committee has selected the artist through an open public art competition; and

WHEREAS, the Mayor and City Council have determined mural project is worthwhile and in the public interest; and

WHEREAS, the City will enter into a contract that will be all inclusive of design, fabrication, delivery, installation, and insurance for the artist to provide the mural:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Gaithersburg, that the City Manager be and he hereby is authorized to negotiate and execute a contract for the design, fabrication, and installation of a mural and disburse funds to Studio William Cochran, Inc., 7192 Meadowbrooke Drive, Frederick, Maryland, 21702, in the amount of Thirty-Five Thousand Dollars (\$35,000); said funds to be expended from the Capital Improvements Budget.

Adopted by the City Council this 18th day of June, 2007.

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SIDNEY A. KATZ, MAYOR and  
President of the Council

THIS IS TO CERTIFY that the foregoing  
Resolution was adopted by the City Council  
public meeting assembled on the 18<sup>th</sup> day  
of June, 2007.

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David B. Humpton, City Manager